

STATE OF TEXAS §
 § **AMENDMENT NO. 4 TO**
COUNTY OF BEXAR § **FUNDING AGREEMENT**

This Amendment No. 4 to Funding Agreement is hereby made and entered into by and between the CITY OF SAN ANTONIO (hereinafter referred to as "City"), a Texas municipal corporation, acting by and through its City Manager pursuant to Ordinance No. _____ dated _____, and HemisFair Park Area Redevelopment Corporation, a Texas Local Government Corporation authorized under chapter 431 of the Texas Transportation Code (hereinafter referred to as "Grantee"), acting by and through its officers, hereto duly authorized.

WHEREAS, Grantee was created City by Resolution 2009 -08-13-0025R to “assist with planning developing, constructing, managing and financing projects within HemisFair Park and its surrounding area;” and

WHEREAS, City and Grantee entered into a Funding Agreement authorized by Ordinance No. 2010-06-24-0622 (“Funding Agreement”) which granted to Grantee \$3,272,847.71 for use in capital improvements to HemisFair Park; and

WHEREAS, City and Grantee entered into Amendment No. 1 to the Funding Agreement authorized by Ordinance No. 2011-05-12-0379 (“Amendment No. 1”); and

WHEREAS, City and Grantee entered into Amendment No. 2 to the Funding Agreement authorized by Ordinance No. 2011-11-17-0960 (“Amendment No. 2”); and

WHEREAS, City and Grantee entered into Amendment No. 3 to the Funding Agreement authorized by Ordinance No. 2013-08-15-0538 (“Amendment No. 3”); and

WHEREAS, the San Antonio voters approved the City of San Antonio’s Proposed 2017-2022 Bond Program on Saturday, May 6, 2017 of which \$26 million was approved for HemisFair Park Area Streets and Park Improvements; and

WHEREAS, City and Grantee have agreed that Grantee will provide services in support of this project in exchange for \$1,318,566.00 in funding from these bond funds; and

WHEREAS, City and Grantee now wish to amend the Funding Agreement a fourth time in order to allow for Grantee to provide more services in support of HemisFair Projects funded by the 2017-2022 Bond Program and to increase the total amount of funding available under this Funding Agreement;

NOW THEREFORE, the Parties agree, and by the execution hereof are bound, to the following amendments to the Funding Agreement.

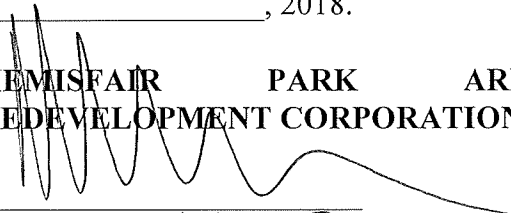
1. **Article II, is amended by the insertion of a new Section 2.11 which shall read as follows:** “2.11 Provided Grantee receives the funding described in this Agreement, Grantee hereby accepts full responsibility for the performance of all services and activities described in Scope of Services for the Hemisfair Projects funded by the 2017-2022 Bond Program as detailed in Attachment I to this Fourth Amendment.”
2. **Article IV. Section 4.01** is amended to increase the total amount of reimbursement authorized to be paid to Grantee by the amount of \$1,318,566.00 The total amount reimbursed under this Funding Agreement shall not exceed \$5,811,413.71.
3. **Article V, Section 5.01, is amended by the insertion of a new bullet which shall read as follows:** “Expenses incurred in support of the Hemisfair Projects funded by the 2017-2022 Bond Program as detailed in Attachment I to the Fourth Amendment.”
4. **Attachment I to this Fourth Amendment shall be incorporated into the Funding Agreement for all purposes.**
5. All other terms and conditions of the Funding Agreement remain unchanged and continue in full force and effect.

EXECUTED IN DUPLICATE ORIGINALS, each of which shall have the full force and effect of an original this the ___ day of _____, 2018.

CITY OF SAN ANTONIO

**HEMISFAIR PARK AREA
REDEVELOPMENT CORPORATION**

Sheryl Sculley
City Manager



Name ANDRES ANDUJAR
Title CEO

ATTEST: _____
CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

Attachment 1
 HPARC Funding Agreement

	FY17	FY18	FY19	FY20	FY21	TOTAL
1 Parks	63,333	166,345	171,335	176,475	181,770	759,259
Civic Park						
2 Complete Streets						
South Alamo Street	36,000	94,554	97,391	100,312	103,322	431,578
Hemisfair Boulevard	24,000	63,036	64,927	66,875	68,881	287,719
Subtotal by Fiscal Year	\$123,333	\$323,935	\$333,653	\$343,663	\$353,973	\$1,478,556
<i>(less funds received from \$18M bond)</i>	<i>(63,333)</i>	<i>(96,667)</i>				<i>(160,000)</i>
Annual HPARC Project Management Fee	\$59,999	\$227,268	\$333,653	\$343,663	\$353,973	1,318,556

Position	FY17	FY18	FY19	FY20	FY21
Senior Project Manager - Civic	33%	85%	85%	85%	85%
Park Senior Project Manager -	33%	85%	85%	85%	85%
Streets Real Estate Director	These positions are provided with no costs to the bond projects				
CEO					
TOTAL FTE Count	0.7	1.7	1.7	1.7	1.7

